CIVIL COURT OF THE CITY OF NEW YORK
COUNTY OF NEW YORK

-- X

MARINERS COVE SITE B ASSOCIATES,

Petitioner,

-against-

DR. STEVEN GREER
200 RECTOR PLACE 35F
NEW YORK, NEW YORK 10280

Respondent

-- X

L&T Index No. 63974/14

NOTICE OF MOTION

PLEASE TAKE NOTICE, that upon the annexed affirmation of Deborah Riegel, dated September 19, 2016, the annexed affirmation of Jeffrey Bodoff, dated September 15, 2016, the exhibits annexed thereto, and upon all prior papers and proceedings heretofore had herein, petitioner will move this Court, Part F, at the Courthouse located at 111 Centre Street, Room 830, New York, New York, on October 24, 2016, at 9:30 a.m., or as soon thereafter as counsel may be heard, for an Order:

i. Determining that petitioner is the prevailing party in this proceeding;

ii. Entering a money judgment in favor of petitioner and against Dr. Steven Greer ("Tenant") for the attorneys' fees, costs and disbursements incurred by Landlord herein in the amount of $106,786.30, plus interest; or, in the alternative

iii. Setting this matter down for a hearing to determine petitioner's attorneys' fees, costs and disbursements that it may recover from Tenant;

iv. Pursuant to CPLR 2606, directing the Commissioner of Finance to release and pay to petitioner Mariners Cove Site B Associates the $44,135.00 deposited, plus accrued interest, less lawful fees, and mail said funds to Mariners Cove Site B Associates c/o Rosenberg & Estis, P.C., 733 Third Avenue, New York, NY 10017, Attn: Deborah Riegel; and

v. For such other and further relief as this Court deems appropriate.

PLEASE TAKE FURTHER NOTICE that pursuant to CPLR 2214(b), answering papers, if any, are to be served at least seven (7) days before the return date of the motion.

Dated: New York, New York
September 19, 2016

ROSENBERG & ESTIS, P.C.
Attorneys for Petitioner

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